SALE OF DRUG SHOPS FOR 1908-09.

Notice No. 8302, *dated 4th April* 1908.

Notice is hereby given that the exclusive privilege of selling intoxicating drugs in the several shops appointed for the purpose during the twelve months beginning 1st July 1908 and ending 30th June 1909, will be put up to public auction by Deputy Commissioners or Revenue Assistant Commissioners or District Officers of the Excise Department or other officers specially authorised by the Deputy Commissioners for the purpose, on the dates and at the taluk or sub taluk head-quarters mentioned in the statement annexed, subject to the conditions hereinafter set forth. If the sales are not completed on the dates fixed, they will be continued on the next following days, close holidays excepted.

2. A deposit must be made by each bidder previous to bidding and will be received at any time within three days previous to the date of sale. A deposit of Rs. 50 will ordinarily be required from any person wishing to bid for any important shop or any large number of shops. This will be reduced to Rs. 20 in the case of bidders for not more than two or three shops of an aggregate monthly value of Rs. 50 or less and to Rs. 5 in the case of bidders for single small shops. In the case of shops whose average monthly rental is very small the selling officer may fix such other reasonable amount as he may deem fit.

3. The shops will be put up to auction in the order in which they are notified in the schedule, unless the selling officer sees reason to change that order. Upset prizes will be fixed at the discretion of the selling officer. The reserve prize placed by Government on the shops will not be published, but the rentals and the consumption of the previous three years will be notified for the information of bidders.

4. Every shop should, as a rule, be sold independently. Grouping should be resorted to only under very exceptional circumstances limiting the number of shops so grouped strictly to the necessity of the occasion.

5. No person will be allowed to bid for another unless he holds a Power-of-Attorney from the latter.

6. No shops will be knocked down in the name of two or more persons unless they represent a duly recognised Company or firm by means of a Power-of-Attorney. The selling officer shall refuse to register as a purchaser any one in whose name the bidding has not proceeded.

7. The officer conducting the sale may, at his discretion refuse to accept the bid or any person on the ground that it is too low or that he has been convicted by a Criminal Court or has previously been guilty of such a breach of the conditions of a license or of a contract under the Excise Regulation or Opium Act, as to render him undesirable as a holder of a license or on the ground that he is insolvent or to prevent arrangements to the detriment of Government interests or for any other valid reason.

8. The shops will be knocked down to the highest bidder, but the sale will be subject to formal confirmation by the Deputy Commissioner, who shall be at liberty to accept or reject any bid at his discretion. Such formal confirmation will be tantamount to an acceptance of the bid unless revised by the Government for special reasons and will be necessary whether the sale be held by the Deputy Commissioner himself or by any officer appointed by him.

9. In cases of dispute at the time of auction the selling officer's decision shall be final; and if for any reason the highest bid is rejected the next highest shall be taken or the shop re-sold at his discretion.

10. Tenders after auction shall not generally be accepted. Shops remaining unsold at the first auction shall ordinarily be disposed of by reauction later on. But the Deputy Commissioner has full discretion on this point.

11. As soon as possible after the auction is completed, the deposits made by the unsuccessful bidders will be returned to them. As the auction proceeds, each person whose bid is accepted shall at once if so required by the selling officer, or otherwise at the close of the day's sale, make a further deposit of half a month's rent (in addition to the deposit made under condition 2) for each shop unless the initial deposit equals or exceeds two months' rent. Should he fail to do so, the deposit made by him under condition 2 will be forfeited and the shops will be put up again to auction on the above conditions or otherwise disposed of as the selling officer may determine and the defaulter will be debarred from bidding again for the same or for any other shop.

12. Persons to whom shops have been knocked down and who have made deposits as provided in conditions 2 and 11 shall leave their address with the selling officer, in order that the confirmation of the sale may be communicated to that address by a notice and they shall also * deposit such further sum as with the former deposits will make up two months' rent. Such deposit should be paid into the Taluk Treasury within seven days from the date of communication of the notice of the Deputy Commissioner's acceptance of the bid by its presentation to themselves or to any adult male member of their family at the place of the said address, or by its despatch duly registered by post. They shall then *without unnecessary delay* execute the necessary engagements and take out licenses on the conditions hereinafter set forth. In the

* Deposits may be in cash or other approved security.

case of the purchaser's death after signing the agreement, it will be binding on his heirs and assigns. Should the initial deposit exceed the sum required to be deposited under this condition, the excess will be refunded unless the purchaser is required to make a deposit (twice that sum) under condition 13 *infra*.

13. If on enquiry subsequent to sale the purchaser shall be found to be of doubtful solvency or a foreigner having no sufficient property in the Mysore State he may be required either to deposit twice the sum prescribed in condition 12 *supra* or to get a surety or sureties, residents of and possessing sufficient property in the Mysore State to execute a security bond for the due payment of all moneys that may become due by him under the terms of the contract. The bond shall be stamped (Article 32 of Schedule I of the Mysore Stamp Regulation, II of 1900) and also registered at the expense of the purchaser if the amount secured exceeds Rs. 1,000.

14. As soon as the sales are over, the sale conducting officer shall forward a list of the successful bidders to the Amildar of the taluk concerned who shall enquire into the solvency of and record the amount of deposit or surety required from each purchaser. He should submit the list so prepared to the selling officer within five days of its receipt and the latter should submit the same with his remarks to the Deputy Commissioner for confirmation without delay.

15. On the failure or any person to make deposit under condition 12 or to comply with the requisition under condition 13 *supra* or to execute engagements and take out licenses as aforesaid, the deposits already made shall be forfeited and the shop be re-sold or otherwise disposed of at the discretion of the Deputy Commissioner.

16. Re-sales effected under condition 15 will be at the risk of the defaulting bidder, who will forfeit all gain, and, in the event of loss, will be required to make good the deficiency between the total amount payable for the whole period under the terms of the original sale and the total amount payable by the successful bidder at the re-sale. In the latter case the forfeited deposits will be deducted from the loss arising from the re-sale, and the remainder, if any, will be recoverable from the defaulter in the same manner as if it were an arrear of land revenue. Should, however, the forfeited deposits be greater than the loss by re-sale, the whole of such deposits will be credited to Government. The defaulting bidder will be similarly liable if the privilege is disposed of otherwise than by re-sale and such disposal results in loss to Government as compared with the original sale.

17. The purchaser of the privilege is liable to the penalties prescribed for breaches of the conditions set forth below though a formal license may not have been issued to him.

18. The deposit referred to in condition 12, or condition 13, as the case may be, will be taken as security for the due performance of the conditions of the license. If the Deputy Commissioner and the licensee so agree, it may be credited towards the last instalment of the khists payable by the latter.

19. The license to be taken out under condition 12 above, shall be subject to the following conditions:—

(1) The amount for which the privilege has been purchased shall be payable into the Taluk Treasury on the prescribed challan in equal monthly instalments commencing from July 1908; each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent shall be payable on or before the 20th of the same month on the challan prescribed for the purpose. Failing payment by the 20th of the same month for which the instalment is due, the Amildar shall, with the sanction of the Deputy Commissioner by record in writing, suspend or cancel the license or order the forfeiture of all deposits made by the defaulter and proceed to re-sell or otherwise dispose of the shop at the defaulter's risk on the first day of the month succeeding with effect from date of issue of license to the new purchaser or from the date of other disposal. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(2) The price of Ganja and Majum shall be Re. 1-0-0 and Re. 0-6-6, respectively, per seer of 80 tolas; and these prices shall be in addition to Excise duty, at the rate of Rs. 5-0-0 per seer of Ganja and Re. 1-1-0 per seer of Majum (including local cess).

(3) The licensee shall pay the above duty and price into a Taluk Treasury, and shall obtain a receipt in the prescribed printed form. On production of such receipt, the Taluk Treasury shall issue the quantity of Ganja or Majum equal to the amount of duty and price shown in the said receipt. The Taluk Treasury aforesaid shall issue a pass in the prescribed form for the transport of Ganja or Majum from the Taluk Treasury.

(4) The Ganja sold by the licensee shall be of good quality and unadulterated, and it shall be sold by him at Rs. 10 for a seer of 80 tolas of Ganja or annas 2 per tola of Ganja and at Rs. 1-10-8 for a seer of Majum; and the whole stock of Ganja and Majum on hand shall be kept in the licensed shop and not elsewhere on any pretext whatever, without special permission.

(5) The licensee shall use such scales and weights as may from time to time be prescribed by Government, and provide himself with the printed forms of accounts and permits or passes for transport of drugs, which forms shall be purchased from local Excise officers.

(6) The licensee shall be bound to take over any drugs which may remain as stock in hand belonging to the out-going licensee on the 1st July 1908 in the existing shop, paying to the latter such compensation for the same as may be fixed by the Deputy Commissioner.

(7) The licensee shall be bound by the rules in force, and by such further rules as may be issued from time to time by Government. He will not be allowed to possess or continue to possess without the written permission of the Excise Commissioner, any interest direct or indirect in any intoxicating drug shop outside the Mysore State or in the Civil and Military Station.

(8) No female shall be employed in the sale of intoxicating drugs.

(9) The remaining terms and conditions shall be as set forth in the prescribed license.

7. In the case of any breach of the above conditions either by the licensee or, with his connivance and privity, by any person in his employment, or in the event of the licensee neglecting to open his shop or to carry on his business with due care and attention, it shall be competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding Rs. 10 for every such breach or neglect, or at the option of the Deputy Commissioner to declare the money deposited with him forfeited, and to cancel the license and to re-sell or to otherwise dispose of the privilege at the risk of the licensee; and all loss thereby caused, together with the loss accruing to Government in consequence of the licensee not carrying on his business by opening his shop on 1st July 1908, shall be made good by him. When a license is cancelled, the rent for the whole period of the license shall become due at once, which shall be recovered together with all losses as if they were arrears of land revenue.

8. The penalties laid down in the last preceding clause shall not exempt the licensee or his employees from prosecution for any offence committed against the Excise Laws or rules in force.

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DATES OF SALE.

District	Taluk	Date
Bangalore	Bangalore	May 1908 18
	Devanhalli	April 1908 28
	Dodballapur	30
	Nelamangala	May 1908 2
	Magadi ...	4
	Channapatna	7
	Kankanhalli	9
	Anekal	12
	Hoskote	15
Kolar	Chikballapur	April 1908 27
	Sidlaghatta	29
	Chintamani	May 1908 1
	Srinivaspur	4
	Mulbagal	7
	Kolar	9
	Kolar Gold Fields and Bowringpet *	11
	Malur	14
	Goribidnur	16
	Bagepalli	19
Tumkur	Kunigal	May 1908 11
	Tumkur	14
	Gubbi ..	9
	Tiptur	7
	Chiknayakanhalli ..	4
	Sira	April 1908 30
	Maddagiri	28
	Pavagada	25
Mysore	Mysore	April 1908 25
	Seringapatam	27
	Malvalli	30
	Mandya	May 1908 2
	Nagamangala ...	4
	Krishnarajpete ..	7
	Yedatore ...	9
	Hunsur	12
Mysore—*concld.*	Heggaddevankote ..	May 1908 14
	Gundlupet	16
	Chamrajnagar ..	18
	Yelandur	20
	T.-Narsipur	22
	Nanjangud	25
Hassan	Manjarabad	April 1908 25
	Belur	28
	Hassan	30
	Arkalgud	May 1908 2
	Hole-Narsipur ...	4
	Channarayapatna ..	8
	Arsikere	12
Kadur	Mudgere	April 1908 27
	Chikmagalur	29
	Kadur	May 1908 1
	Tarikere	4
	Yedahalli † ...	7
	Koppa ...	9
Shimoga	Shimoga	April 1908 25
	Tirthahalli ..	28
	Nagar ...	May 1908 1
	Sagar	4
	Sorab	7
	Shikarpur	9
	Honnali ...	12
	Channagiri	15
Chitaldrug	Hosdurga	April 1908 25
	Holalkere	27
	Davangere	29
	Jagalur	May 1908 2
	Molakalmuru ...	5
	Challakere	8
	Hiriyur	11
	Chitaldrug	14

* Gold Fields Magistrate's Court.

† Deputy Amildar's office.

SALE OF COUNTRY BEER TAVERNS IN THE BANGALORE CITY AND IN THE BOWRINGPET TALUK FOR 1908-09.

Notice No. 8663, *dated* 14*th April* 1908.

1. Notice is hereby given that the exclusive privilege of selling Country Beer or Porter in each of the taverns established in Bangalore and Kolar Gold Fields for the twelve months beginning with 1st July 1908 and ending with 30th June 1909, will be sold by public auction on the dates and at the places mentioned below by the Deputy Commissioner of the District concerned or other officer authorized by him.

2. The exclusive privilege will be put up to auction at the upset price fixed at Rs. 35 per Hogshead of Beer or Porter which will be sold in the taverns at Bowringpet and the Kolar Gold Fields and at Rs. 20 per Hogshead in the City of Bangalore.

3. The manufactures of Beer may bid for or purchase the taverns.

4. Each bidder at the auction shall deposit a sum of Rs. 250 for shops in Bowringpet Taluk and Rs. 100 for those in Bangalore or such other reasonable amount as may be fixed by the officer conducting the sale, previous to bidding. Each tavern will be knocked down to the approved highest bidder, subject to the formal confirmation by the Deputy Commissioner, who will be at liberty to accept or reject the bid at discretion, without assigning reasons for the same. Such formal confirmation will, unless revised by Government, be tantamount to an acceptance of the bid. Parties intending to bid must attend either in person or by duly accredited agents.

5. As soon as the auction is completed, the deposits made by the unsuccessful bidders, will be returned to them.

6. The person to whom the tavern has been knocked down, shall be required to leave his address with the sale-conducting officer in order that the confirmation of the sale may be communicated to that address, and within seven days after service of the said notice by its presentation to the purchaser or any adult male member of the family at the place of the said address or by its being affixed thereto or by its forwardal duly registered by post, deposit such further sum as, with the first deposit, will make up a total security of Rs. 500 for each tavern knocked down to him or such other reasonable amount as may be fixed by the Deputy Commissioner according to the value of each tavern; and shall take out licenses and execute counterpart-engagements, on the conditions hereinafter set forth. On the failure of any person to make the deposit or to take out license or to execute the counterpart-engagement, as aforesaid, the tavern will be re-sold at the risk of such person, or will be otherwise disposed of at the discretion of the Deputy Commissioner. In the case of the purchaser's death after the confirmation of the sale, it will be binding on his heirs or assigns.

7. Re-sales effected under para 6 *supra*, will be at the risk of the defaulting bidder, who shall forfeit all gain; and in the event of a loss by re-sale or other disposal he shall make good the deficiency between the total amount payable for the whole period under the terms of the original sale and the total amount payable by the successful bidder at the re-sale or by disposal otherwise. In the latter case, the forfeited deposit shall be deducted from the loss arising from the re-sale or other disposal, and the remainder, if any, shall be recovered from the bidder in the same manner as if it were an arrear of land revenue. Should, however, the forfeited deposit be greater than the loss by re-sale or other disposal, the whole of such deposit shall be credited to Government.

8. The license to be taken out under para 6 above, shall be subject to the following conditions, namely:—

(1) The privilege conferred by the license extends to the sale of Country Beer or Porter brewed on the Nilgiris in Breweries which may be approved of by the Government or by Messrs. Meakin & Co., Kirkee, or by Messrs. Abraham and Gangadhara Chetty & Co., Bangalore, or in any other Brewery approved by Government.

(2) Each tavern shall be maintained in or close to the existing tavern as described in the schedule separately issued.

(3) The amount payable for each month on account of the number of hogsheads of Beer or Porter sold, shall be paid into the Taluk Treasury in the first week of the following month, on the challan prescribed for the purpose. The security deposit shall be taken towards the amount due for the last two months of the period of the lease. Failing payment as above, the Deputy Commissioner shall at once proceed to recover the arrears together with interest at 6 per cent, under the rules in force for the collection of land revenue. No remission or abatement of the Government dues shall, on any account whatever, be claimable by the licensee.

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(4) The licensee shall further pay a duty of two annas and one pie and a-half for every gallon of Country Beer or Porter purchased by him.

(5) The consignment of Country Beer or Porter purchased by the licensee, shall be sent direct from the Brewery to the Amildar of the Taluk. The letter of advice covering the consignment shall be in duplicate, the original being sent to the Amildar of the Taluk, and the duplicate to the Excise Commissioner. On the duty at the above mentioned rate being paid by the licensee on the prescribed challan, the Amildar shall allow the licensee to remove the consignment to his tavern upon a pass signed by the Amildar or other officer authorized on this behalf.

(6) The licensee of every tavern at the Bangalore City shall pay a registration fee under the Municipal Regulation, at the rate of Rs. 180 per annum in advance for the period of the license for his tavern.

(7) The licensee shall use such measures as may from time to time be prescribed by Government, and provide himself with the printed forms of accounts and permits or passes for transport of Beer or Porter, which forms shall be purchased from local Excise officers.

(8) The licensee shall be bound to take over any Beer or Porter which may remain as stock in hand belonging to the out-going licensee on the 1st July 1908, in the existing tavern, paying to the latter such compensation for the same as may be fixed by the Excise Commissioner.

(9) This lease shall not be transferable by sale, gift mortgage or otherwise without the previous sanction of the Excise Commissioner.

(10) The Vendor shall equally with the license-holder be responsible in the penalties herein set forth for breach of any of the conditions of the license.

(11) He shall sell Beer or Porter of approved quality. It may be sold to be drunk on the premises up to one reputed quart bottle at a time. It may be sold to be removed off the premises upon the prescribed special passes up to one Imperial gallon.

(12) He shall not sell or give Beer or Porter in any quantity whatever directly or indirectly to any European or Non-Commissioned Officer or Private or soldier, nor to any European or East Indian woman connected with or related to, men of these classes, nor allow him, her, or them, to drink Beer or Porter in his premises or grounds; he shall not permit drunkenness or disorderly behaviour in his shop or premises, and shall not suffer any gambling whatsoever therein, and shall not knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein; he shall not wilfully harbour or conceal therein soldiers or others knowing or having reason to believe such soldiers or others to be deserters; he shall give information of suspicious characters to the Magistrate or Police Officer; and he shall not sell or give Beer or Porter to any Police Officer, Railway servant, or Excise officer, whilst on duty or to insane person.

(13) He shall fix in a conspicuous place outside of his shop a board on which shall be legibly painted his name, Vendor's name, the number of his shop, and the article he is licensed to deal in.

(14) He shall not receive any articles whatsoever in barter or pledge, and payment for Beer or Porter shall be made in ready money only at one and a-half rupee per imperial gallon and proportionately for fractions thereof.

(15) The Beer or Porter sold under this license shall be brewed from good materials and its quality shall be such as to satisfy the Excise Commissioner, and shall be of the same quality and density as purchased from the Brewer, without dilution or adulteration. Wort shall not exceed 1073°. The Beer or Porter sold shall not contain more than 8 per-cent alcohol by volume. The licensee will be bound to pay Duty, together with local cess, at the prescribed rate per gallon of proof spirit on all alcohol in the Beer or Porter in excess of 8 per cent by volume, besides being liable for prosecution. Samples of such Beer or Porter shall be sent duly bottled from the brewery or tavern for examination and test whenever required by the Excise Department.

(16) Any Magistrate having local jurisdiction, or any Officer acting under his warrant or Excise Officer shall be allowed entry to the shop at any hour to test the Beer or Porter on the premises, and examine the shop accounts, which it shall be the duty of the License-holder and Vendor to keep and produce. Such accounts shall be true and correct, and written up daily in the prescribed forms. All condemned Beer shall be destroyed.

(17) He shall close his shop by 9 P.M., and not open it before sunrise, except on special permit in cases of Native festivals, etc.

(18) Beer brought for the Commissariat Department and rejected by the Military or other Departments, shall not, under any circumstances, be forwarded for sale in the tavern.

(19) The shop shall have only one door, and no window be allowed to the rear or ends of the building; the bar where the liquor is sold from, shall be opposite to the entrance door, and so situated that all persons inside can be seen by any one passing to and fro in the street; and no second room shall be allowed to be kept open for customers.

(20) The licensee shall be bound by the rules in force, and which may be issued from time to time by Government.

9. In the case of any breach of the above conditions either by the licensee, or with his connivance and privity by any person in his employment, or in the event of the licensee neglecting to open his tavern or to carry on his business with due care and attention, it shall be competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding Rs. 10 for every such breach or neglect, or at the option of the Deputy Commissioner, to declare the money deposited with him forfeited, and to cancel the license and to re-sell the privilege or to otherwise dispose of it at the risk of the licensee; and all loss thereby caused, together with the loss accruing to Government in consequence of the licensee not carrying on his business by opening his tavern on 1st July 1908, shall be made good by him. When a license is cancelled, the vend fee for the remaining period of the lease calculated on the average consumption of the previous three years advertised in the Schedule shall be payable at once and in default of payment shall be recovered with all losses as if they were arrears of land revenue.

10. The penalties laid down in the last preceding clause shall not exempt the licensee or his employees from prosecution for any offence committed against the Excise Laws in force.

Dates of Sale.

Bangalore City shops—at Bangalore Taluk office, on 18th May 1908.

Bowringpet and Kolar Gold Fields shops—at Kolar Gold Fields Magistrate's Court, on 11th May 1908.

Beer Schedule for the year 1908-09, Kolar District.

Number and locality of the tavern	Consumption			Rate of license fee per hogshead of 54 gallons			Remarks
	1904-05	1905-06	1906-07	1905-06	1906-07	1907-08	
1	2	3	4	5	6	7	8
	Hogshead.	Hogshead.	Hogshead.	Rs.	Rs.	Rs.	
1. Robertsonpet (Kolar Gold Fields) ..	197	207	99	61	79	52	
2. Bowringpet ..	11	21	12	46	57	35	

H. H. SPARKES,
Excise Commissioner.

MUNICIPAL AND LOCAL FUNDS.

BANGALORE CITY MUNICIPALITY.

Notice dated 13th April 1908.

The following business will be transacted at an ordinary meeting of the City Municipal Council, Bangalore, to be held at their office premises at 8 A.M., on Thursday the 23rd April 908.

Deferred Propositions.

1. The General and Revenue Secretary's docket No 8620—Ml. 430-07-2, dated the 29th February 1908, in the matter of an application from the Agents of the Mysore Spinning and Manufacturing Company, Limited, for permission to enclose certain Government land and